

Exhibit 1

Leiden, Diana Hughes

From: Matt Oppenheim <Matt@oandzlaw.com>
Sent: Wednesday, August 15, 2018 7:15 AM
To: Elkin, Michael S.
Cc: Golinveaux, Jennifer A.; Buchanan, Tom; Leiden, Diana Hughes
Subject: Re: Sony Music Entertainment v. Cox

Michael -

In the absence of your agreeing to provide us with any documents, even the exhibits that were used in the prior BMG trial, we are not prepared to consent to an extension.

Matt

Matthew J. Oppenheim
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On 8/14/18, 1:34 PM, "Elkin, Michael S." <MElkin@winston.com> wrote:

Matt,

Any update here?

-Michael

> On Aug 10, 2018, at 12:46 PM, Matt Oppenheim <Matt@oandzlaw.com> wrote:

>

> Michael

>
> I will take the issue to my clients, but please recall that it was your clients who refused to extend the tolling agreement, thereby leaving us to file now.
>
> Matt Oppenheim
> Oppenheim + Zebrak
> 202-494-4910 (mobile)
>
>> On Aug 10, 2018, at 12:35 PM, Elkin, Michael S. <MElkin@winston.com> wrote:
>>
>> Matt,
>>
>> As indicated, we are not going to trade on this. I'm two weeks out before trial. Just let me know whether there is any time you can give us.
>>
>> Thanks-
>>
>> Michael
>>
>>
>>> On Aug 10, 2018, at 7:04 AM, Matt Oppenheim <Matt@oandzlaw.com> wrote:
>>>
>>> Michael -
>>>
>>> Is there a set of documents produced in the BMG case that Cox would be willing to produce? And, would Cox provide a complete set of the exhibits from the BMG trial?
>>>
>>> Matt
>>>
>>> Matthew J. Oppenheim
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>>>

>>> On 8/10/18, 8:46 AM, "Elkin, Michael S." <MElkin@winston.com> wrote:

>>>

>>> Matt,

>>>

>>> Thank you for the call on Tuesday. We aren't prepared to turn over our (collective) document production in the BMG case in return for our request for a 60 day extension. Too many issues (including relevance) that we would need to take up. Are you prepared (without our having to make extrinsic concessions) to grant any extension of time at all? If so, kindly let me know what your clients will agree to.

>>>

>>> Many thanks.

>>>

>>> Regards-Michael

>>>

>>>

>>>> On Aug 7, 2018, at 12:17 PM, Matt Oppenheim <Matt@oandzlaw.com> wrote:

>>>>

>>>> Yes. I have a 4 pm call that will run 90 minutes, but will be available after that.

>>>>

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>>>>

>>>> On 8/7/18, 10:36 AM, "Elkin, Michael S." <MElkin@winston.com> wrote:

>>>>

>>>> In meetings all day. May I call you late afternoon?

>>>>

>>>> Michael

>>>>

>>>>

>>>>> On Aug 7, 2018, at 8:58 AM, Matt Oppenheim <Matt@oandzlaw.com> wrote:

>>>>>

>>>>> Michael -

>>>>>

>>>>> Do you have a few minutes to talk early afternoon today?

>>>>>

>>>>> Matt

>>>>>

>>>>> Matthew J. Oppenheim

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>>>>> Washington, DC 20015

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>>>>> Matt@oandzlaw.com | www.oandzlaw.com

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>>>>> On 8/3/18, 4:02 PM, "Elkin, Michael S." <MElkin@winston.com> wrote:

>>>>>

>>>>> Thanks Matt; enjoy the weekend.

>>>>>

>>>>> Michael

>>>>>

>>>>>

>>>>>> On Aug 3, 2018, at 8:47 PM, Matt Oppenheim <Matt@oandzlaw.com> wrote:

>>>>>>

>>>>>> Hi Michael -

>>>>>>

>>>>>> Thanks for getting back to me while on the road. Let me discuss with my clients and get back to you.

>>>>>>

>>>>>> Matt

>>>>>>

>>>>>> Matthew J. Oppenheim

>>>>>> Oppenheim + Zebrak, LLP

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>>>>>> Washington, DC 20015

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>>>>> On 8/3/18, 12:27 PM, "Elkin, Michael S." <MElkin@winston.com> wrote:

>>>>>

>>>>> Matt,

>>>>>

>>>>> I'm traveling but we can a time to speak when convenient. I'd like to request that we fix October 1 as the date for our response. Please consider and let me know if should talk in real time.

>>>>>

>>>>> Thanks-Michael

>>>>>

>>>>>

>>>>>> On Aug 2, 2018, at 12:15 AM, Matt Oppenheim <Matt@oandzlaw.com> wrote:

>>>>>>

>>>>>> Michael and Jennifer –

>>>>>>

>>>>>> Please find attached a copy of the Complaint we filed yesterday against Cox in the Eastern District of Virginia on behalf of a large group of record companies and music publishers. (I would have sent this earlier, but it took the Clerk a day to docket the matter.) As we previously discussed, we appreciate your agreeing to accept service on behalf of Cox, and would like to discuss with an agreed upon time for Cox to answer or otherwise move.

>>>>>>

>>>>>> Please let us know if you have any questions.

>>>>>>

>>>>>> Matt

>>>>>>

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>>>>>> <image001.png>

>>>>>> <image002.png>

>>>>>> <2018.07.31 Doc 1 Complaint.pdf>

>>>>>> <2018.07.31 Doc 1-1 Ex A - Sound Recordings.pdf>

>>>>>> <2018.07.31 Doc 1-2 Ex B - Musical Compositions.pdf>

>>>>>> <2018.07.31 Doc 1-3 Civil Cover Sheet.pdf>

>>>>>> <2018.07.31 Doc 2 Financial Disclosure form.pdf>

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